

**Title 49—Transportation**

**CHAPTER I—RESEARCH AND SPECIAL PROGRAMS ADMINISTRATION, DEPARTMENT OF TRANSPORTATION**

(Docket No. HM-165; Amdt. Nos. 101-1, 102-1, 106-1, 107-4)

**PART 106—RULEMAKING PROCEDURES**

**PART 107—HAZARDOUS MATERIALS PROGRAM PROCEDURES**

**Redesignation and Revision**

*Correction*

In FR Doc. 78-26828, appearing at page 43305 in the issue of Monday, September 25, 1978, make the following changes:

1. On page 43307 in item 14, the third line of Appendix A should read "authorized to conduct rulemaking proceed-".

2. In § 107.205, on page 43308 in the first line of paragraph (b) "be" should read "by".

3. In § 107.373, the seventh line which now reads "reports it to the Office of the Chief", should read "shall report it to the Office of the Chief".

[4910-59]

**Title 49—Transportation**

**CHAPTER V—NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION**

(Docket No. 78-03; Notice 5)

**PART 571—FEDERAL MOTOR VEHICLE STANDARDS**

**New Pneumatic Tires—Passenger Cars**

**AGENCY:** National Highway Traffic Safety Administration, Department of Transportation.

**ACTION:** Final rule.

**SUMMARY:** Pursuant to petitions by the European Tyre and Rim Technical Organisation (ETRTO) and by the Rubber Manufacturers Association (RMA), this notice amends Federal Motor Vehicle Safety Standard No. 109, New Pneumatic Tires—Passenger Cars, by adding 10 new tire size designations to table I of appendix A of the standard. The amendment permits the introduction into interstate commerce of the new tire sizes.

**EFFECTIVE DATE:** November 1, 1978, if objections are not received prior to that date.

**ADDRESS:** Comments should refer to the docket number and be submitted to Room 5108, Nassif Building, 400 Seventh Street SW., Washington, D.C. 20590.

**FOR FURTHER INFORMATION CONTACT:**

John Diehl, Office of Automotive Ratings, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, D.C. 20590, 202-426-1714.

**SUPPLEMENTARY INFORMATION:** According to agency practice, the National Highway Traffic Safety Administration (NHTSA) responds to petitions for adding new tire sizes to table I of appendix A of standard No. 109 by quarterly issuing final rules under an abbreviated rulemaking procedure for expediting such routine amendments. Guidelines for this procedure (October 5, 1968, 33 FR 14964, as amended May 4, 1971, 36 FR 8298; July 22, 1971, 36 FR 13601; and August 13, 1974, 39 FR 28980) provide that these final rules become effective 30 days after their date of publication if no comments objecting to them are received by the agency during this 30-day period. If objections are received, regular rulemaking procedures for issuing and amending motor vehicle safety standards (49 CFR part 553) are to be initiated.

On March 20, 1978, the ETRTO petitioned for the addition of four new

English-unit tire size designations to existing tables within table I of appendix A of standard No. 109. On April 11, 1978, April 25, 1978, May 25, 1978, and June 16, 1978, the RMA petitioned for the addition of six new English-unit tire size designations to existing tables within table I of appendix A of standard No. 109. The bases for accepting or denying requests to add new tire size designations are set forth in introductory guidelines to the appendix (October 5, 1968, 33 FR 14964, as amended May 4, 1971, 36 FR 8298; July 22, 1971, 36 FR 13601; and August 13, 1974, 39 FR 28980). In sum, the tests are appropriateness of the information submitted for inclusion in the tire tables, and appropriateness of the requested location within the tables of the requested tire sizes. The 10 new tire size designations requested to be added to standard No. 109 meet these criteria. Accordingly, the ETRTO and the RMA petitions are granted, and the 10 new tire size designations are added to table I of appendix A of the standard pursuant to the abbreviated rulemaking procedure.

In accordance with the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(c)) and Executive Order 12044, the NHTSA has reviewed the environmental and economic impacts of these amendments. There should be no negative environmental impacts. Further, since these are minor technical amendments of the standard which will permit the production of four new tire sizes, there should be no costs associated with their implementation. The agency has further concluded that this is not a significant regulation within the meaning of the Executive order.

In consideration of the foregoing, title 49 of the Code of Federal Regulations (part 571.109 (standard No. 109, New Pneumatic Tires—Passenger Cars)) is amended as specified below, subject to the 30-day comment provision discussed above:

**§ 571.109 [Appendix amended]**

In tables I-X, I-BB, I-DD, I-GG, I-HH, I-JJ, I-LL, and I-MM the following new tire size designations and corresponding values are added: